

Senate File 442

H-1306

1 Amend Senate File 442, as passed by the Senate, as
2 follows:

3 1. By striking everything after the enacting clause
4 and inserting:

5 <DIVISION I
6 FY 2013-2014

7 Section 1. JUDICIAL BRANCH.

8 1. There is appropriated from the general fund of
9 the state to the judicial branch for the fiscal year
10 beginning July 1, 2013, and ending June 30, 2014, the
11 following amount, or so much thereof as is necessary,
12 to be used for the purposes designated:

13 a. For salaries of supreme court justices,
14 appellate court judges, district court judges,
15 district associate judges, associate juvenile judges,
16 associate probate judges, judicial magistrates and
17 staff, state court administrator, clerk of the supreme
18 court, district court administrators, clerks of the
19 district court, juvenile court officers, board of law
20 examiners and board of examiners of shorthand reporters
21 and judicial qualifications commission; receipt and
22 disbursement of child support payments; reimbursement
23 of the auditor of state for expenses incurred in
24 completing audits of the offices of the clerks of the
25 district court during the fiscal year beginning July
26 1, 2013; and maintenance, equipment, and miscellaneous
27 purposes:

28 \$164,599,367

29 b. For deposit in the revolving fund created
30 pursuant to section 602.1302, subsection 3, for jury
31 and witness fees, mileage, costs related to summoning
32 jurors, fees for interpreters, and reimbursement of
33 attorney fees paid by the state public defender:

34 \$ 3,100,000

35 2. The judicial branch, except for purposes of
36 internal processing, shall use the current state budget
37 system, the state payroll system, and the Iowa finance
38 and accounting system in administration of programs
39 and payments for services, and shall not duplicate the
40 state payroll, accounting, and budgeting systems.

41 3. The judicial branch shall submit monthly
42 financial statements to the legislative services
43 agency and the department of management containing
44 all appropriated accounts in the same manner as
45 provided in the monthly financial status reports and
46 personal services usage reports of the department
47 of administrative services. The monthly financial
48 statements shall include a comparison of the dollars
49 and percentage spent of budgeted versus actual revenues
50 and expenditures on a cumulative basis for full-time

1 equivalent positions and dollars.

2 4. The judicial branch shall focus efforts upon the
3 collection of delinquent fines, penalties, court costs,
4 fees, surcharges, or similar amounts.

5 5. The offices of the clerks of the district court
6 shall operate in all 99 counties and be accessible to
7 the public during regular business hours.

8 6. In addition to the requirements for transfers
9 under section 8.39, the judicial branch shall not
10 change the appropriations from the amounts appropriated
11 to the judicial branch in this division of this Act,
12 unless notice of the revisions is given prior to their
13 effective date to the legislative services agency.
14 The notice shall include information on the branch's
15 rationale for making the changes and details concerning
16 the workload and performance measures upon which the
17 changes are based.

18 7. The judicial branch shall submit a semiannual
19 update to the legislative services agency specifying
20 the amounts of fines, surcharges, and court costs
21 collected using the Iowa court information system since
22 the last report. The judicial branch shall continue
23 to facilitate the sharing of vital sentencing and
24 other information with other state departments and
25 governmental agencies involved in the criminal justice
26 system through the Iowa court information system.

27 8. The judicial branch shall provide a report to
28 the general assembly by January 1, 2014, concerning
29 the amounts received and expended from the enhanced
30 court collections fund created in section 602.1304 and
31 the court technology and modernization fund created in
32 section 602.8108, subsection 7, during the fiscal year
33 beginning July 1, 2012, and ending June 30, 2013, and
34 the plans for expenditures from each fund during the
35 fiscal year beginning July 1, 2013, and ending June 30,
36 2014. A copy of the report shall be provided to the
37 legislative services agency.

38 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding
39 any provision to the contrary, for the fiscal year
40 beginning July 1, 2013, and ending June 30, 2014, if
41 all parties in a case agree, a civil trial including a
42 jury trial may take place in a county contiguous to the
43 county with proper jurisdiction, even if the contiguous
44 county is located in an adjacent judicial district or
45 judicial election district. If the trial is moved
46 pursuant to this section, court personnel shall treat
47 the case as if a change of venue occurred. However,
48 if a trial is moved to an adjacent judicial district
49 or judicial election district, the judicial officers
50 serving in the judicial district or judicial election

1 district receiving the case shall preside over the
2 case.

3 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding
4 section 602.1509, for the fiscal year beginning July 1,
5 2013, a judicial officer may waive travel reimbursement
6 for any travel outside the judicial officer's county of
7 residence to conduct official judicial business.

8 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT —
9 LEGISLATIVE SERVICES AGENCY. All reports or copies of
10 reports required to be provided by the judicial branch
11 for fiscal year 2013-2014 to the legislative services
12 agency shall be provided in an electronic format. The
13 legislative services agency shall post the reports on
14 its internet website and shall notify by electronic
15 means all the members of the joint appropriations
16 subcommittee on the justice system when a report
17 is posted. Upon request, copies of the reports may
18 be mailed to members of the joint appropriations
19 subcommittee on the justice system.

20 Sec. 5. JUDICIAL OFFICER — UNPAID
21 LEAVE. Notwithstanding the annual salary rates
22 for judicial officers established by 2008 Iowa Acts,
23 chapter 1191, section 11, for the fiscal year beginning
24 July 1, 2013, and ending June 30, 2014, the supreme
25 court may by order place all judicial officers on
26 unpaid leave status on any day employees of the
27 judicial branch are placed on temporary layoff status.
28 The biweekly pay of the judicial officers shall be
29 reduced accordingly for the pay period in which the
30 unpaid leave date occurred in the same manner as for
31 noncontract employees of the judicial branch. Through
32 the course of the fiscal year, the judicial branch may
33 use an amount equal to the aggregate amount of salary
34 reductions due to the judicial officer unpaid leave
35 days for any purpose other than for judicial salaries.

36 Sec. 6. IOWA COMMUNICATIONS NETWORK. It is the
37 intent of the general assembly that the judicial branch
38 utilize the Iowa communications network or other secure
39 electronic communications in lieu of traveling for the
40 fiscal year beginning July 1, 2013.

41 DIVISION II
42 FY 2014-2015

43 Sec. 7. JUDICIAL BRANCH.

44 1. There is appropriated from the general fund of
45 the state to the judicial branch for the fiscal year
46 beginning July 1, 2014, and ending June 30, 2015, the
47 following amount, or so much thereof as is necessary,
48 to be used for the purposes designated:

49 a. For salaries of supreme court justices,
50 appellate court judges, district court judges,

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4 court, district court administrators, clerks of the
5 district court, juvenile court officers, board of law
6 examiners and board of examiners of shorthand reporters
7 and judicial qualifications commission; receipt and
8 disbursement of child support payments; reimbursement
9 of the auditor of state for expenses incurred in
10 completing audits of the offices of the clerks of the
11 district court during the fiscal year beginning July
12 1, 2014; and maintenance, equipment, and miscellaneous
13 purposes:

14 \$139,909,462

15 b. For deposit in the revolving fund created
16 pursuant to section 602.1302, subsection 3, for jury
17 and witness fees, mileage, costs related to summoning
18 jurors, fees for interpreters, and reimbursement of
19 attorney fees paid by the state public defender:

20 \$ 2,635,000

21 2. The judicial branch, except for purposes of
22 internal processing, shall use the current state budget
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24 and accounting system in administration of programs
25 and payments for services, and shall not duplicate the
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19 beginning July 1, 2013, and ending June 30, 2014, and
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21 fiscal year beginning July 1, 2014, and ending June 30,
22 2015. A copy of the report shall be provided to the
23 legislative services agency.

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25 any provision to the contrary, for the fiscal year
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35 or judicial election district, the judicial officers
36 serving in the judicial district or judicial election
37 district receiving the case shall preside over the
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40 section 602.1509, for the fiscal year beginning July 1,
41 2014, a judicial officer may waive travel reimbursement
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22 Sec. 12. IOWA COMMUNICATIONS NETWORK. It is the
23 intent of the general assembly that the judicial branch
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COMMITTEE ON APPROPRIATIONS
SODERBERG of Plymouth, Chairperson